



05-03-05

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PATENT

UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. MBHB02,742-F (400/131))

IN THE APPLICATION OF:)
McSwiggen, et al.)
Serial No. 10/665,951)
Examiner: Bowman, Amy Hudson
Filed: September 18, 2003) Group Art Unit: 1635
Title RNA Interference Mediated Inhibition Of) Confirmation No.: 8325
Vascular Endothelial Growth Factor And)
Vascular Endothelial Growth Factor)
Receptor Gene Expression Using Short)
Interfering Nucleic Acid (siNA))

TRANSMITTAL LETTER

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In regard to the above identified application:

1. We are transmitting herewith the attached:
 - a. Response to Office Action mailed March 30, 2005; and
 - b. Return Receipt Postcard.
2. With respect to additional fees:
 No additional fee is required.
3. Please charge any additional fees or credit overpayment to Deposit Account No.13-2490. A duplicate copy of this sheet is enclosed.
4. CERTIFICATE OF MAILING UNDER 37 CFR § 1.10: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1 hereinabove, are being deposited with the United States Postal Service under Express Mail Label No.: EV596660142US in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 2nd day of May 2005.

Date: May 2, 2005

By: Michael S. Greenfield
Michael S. Greenfield
Reg. No. 37,142



PATENT

UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. MBHB02-742-F (400/131))

RESPONSE TO OFFICE ACTION MAILED MARCH 30, 2005

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Restriction Requirement mailed on March 30, 2005, Applicant hereby elects without prejudice Group II, claim 36, drawn to a method of down-regulating the expression of a vascular endothelial growth factor receptor (VEGFr1) gene, for prosecution on the merits, with traverse.

The response, due on Saturday, April 30, 2005, is timely filed on Monday, May 2, 2005. Accordingly, it is believed that no fee is due in connection with this response. If a fee is due, the Commissioner is hereby authorized to charge payment of any fees required in connection with the paper(s) transmitted herewith, or to credit any overpayment of same, to Deposit Account No. 13-2490.

Respectfully submitted,
McDonnell Boehnen Hulbert & Berghoff LLP

By: Michael S. Greenfield
Michael S. Greenfield
Registration No. 37,142

Date: May 2, 2005